

IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF ALABAMA  
EASTERN DIVISION

2008 MAR 26 A 9:18  
RECEIVED  
UNITED STATES OF AMERICA )  
v. DEBRA P. HACKETT, CLK )  
U.S. DISTRICT COURT ) Case No.: 3:07-cr-150-MHT  
MIDDLE DISTRICT ALA ) Case No.: 2:08-CR-048-MEF  
BENJAMIN S. FOSTER )

**NOTICE OF INTENT TO CHANGE PLEA**

COMES NOW the Defendant, **BENJAMIN S. FOSTER**, by and through undersigned counsel, Michael J. Petersen, and notifies the Court of his intent to change his previously entered plea of not guilty to guilty. Defendant waives his right to plea in front of a district judge and consents to do so before a magistrate judge. For the Court's convenience in scheduling this Hearing, undersigned counsel will be unavailable on Thursday, March 27, 2008.

Dated this 25th day of March, 2008.

Respectfully submitted,

s/ Michael J. Petersen  
**MICHAEL J. PETERSEN**  
Assistant Federal Defender  
201 Monroe Street, Suite 407  
Montgomery, Alabama 36104  
Phone: (334) 834-2099  
Fax: (334) 834-0353  
E-mail: [michael\\_petersen@fd.org](mailto:michael_petersen@fd.org)  
AL Bar Code: ASB-5072-E48M

**IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF ALABAMA  
EASTERN DIVISION**

<b>UNITED STATES OF AMERICA</b>	)	
	)	
<b>v.</b>	)	<b>Case No.: 3:07-cr-150-MHT</b>
	)	<b>Case No.: 2:08-CR-048-MEF</b>
	)	
<b>BENJAMIN S. FOSTER</b>	)	

**CERTIFICATE OF SERVICE**

I hereby certify that on March 26, 2008, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Matthew W. Shepherd, Esq.  
Assistant United States Attorney  
131 Clayton Street  
Montgomery, AL 36104

Respectfully submitted,

s/ Michael J. Petersen  
**MICHAEL J. PETERSEN**  
Assistant Federal Defender  
201 Monroe Street, Suite 407  
Montgomery, Alabama 36104  
Phone: (334) 834-2099  
Fax: (334) 834-0353  
E-mail: [michael\\_petersen@fd.org](mailto:michael_petersen@fd.org)  
AL Bar Code: ASB-5072-E48M